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ROYAL I. HANSEN ■
EDWARD D. SPURGEON ★

● Also Admitted In New York
■ Also Admitted In the District of
Columbia
★ Admitted California only

LAW OFFICES OF
MOYLE & DRAPER
A PROFESSIONAL CORPORATION

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YOUNG & MOYLE (1892-1934)
MOYLE & MOYLE (1934-1971)

OF COUNSEL
PRINCE, YEATES & GELDZAHLER

January 10, 2003

Mr. Lee Sim
Division of Water Rights
1594 West North Temple, Suite 220
Salt Lake City, UT 84114-6390

RECEIVED

JAN 14 2003

WATER RIGHTS
SALT LAKE

Re: Minutes of the Annual Meeting of the Water Users
of the Lower Jordan River

Dear Mr. Sim:

Enclosed are the Minutes of this year's meeting held
January 8, 2003 with copies of the 2002 Financial Report, Fred
Lewis' Summary of Legal Actions 2002, and seven sheets
distributed by the Commissioner attached.

Please mail copies to each member of the Committee.

Very truly yours,

MOYLE & DRAPER, P.C.



O. Wood Moyle III

OWMIII\cb
Enclosures

cc: O. Kent Covey(w\encl.)
John Ashton (w\encl.)
Stephen Bamberger (w\encl.)



State of Utah
DEPARTMENT OF NATURAL RESOURCES
DIVISION OF WATER RIGHTS

Michael O. Leavitt
Governor

Robert L. Morgan
Executive Director

Jerry D. Olds
State Engineer

1594 West North Temple, Suite 220
PO Box 146300
Salt Lake City, Utah 84114-6300
(801) 538-7240 telephone
(801) 538-7467 fax
www.nr.utah.gov

RUN DATE: 01/08/2003

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To All Water Users of the LOWER JORDAN RIVER DISTRIBUTION SYSTEM (27-28):

* ***** 2002 FINANCIAL STATEMENT ***** *

A. BALANCE of Distribution Trust Funds January 1, 2002: \$8,494.28

B. RECEIPTS:

(1) Regular Assessments: \$17,644.43

(2) Delinquent Penalties: 46.08

(3) Annual Interest Earned: 158.18

TOTAL RECEIPTS: 17,848.69

C. EXPENDITURES (see attached): (18,593.68)

D. BALANCE of Distribution Trust Funds December 31, 2002: \$7,749.29

***WARNING: Expenditures and Assessments received after December 20th
MIGHT NOT be included in this Financial Statement.

SUBMITTED BY:

Jerry D. Olds
Jerry D. Olds, P. E.

STATE ENGINEER

PREPARED BY:

Dennis Carroll
Dennis Carroll

BUDGET & ACCOUNTING OFFICER

2002 BUDGET EXPENDITURES

CODE NO.	ITEM DESCRIPTION	AMOUNT BUDGETED	AMOUNT EXPENDED	ITEM BALANCE

Commissioner: JENSEN, LYNN H				
1	---->SALARY	\$9,500.00	\$9,500.00	\$0.00
2	---->SOCIAL SECURITY	727.00	726.75	0.25
3	---->RETIREMENT	1,478.00	1,130.60	347.40
4	---->TRAVEL EXPENSE	5,500.00	5,916.60	416.60-

10	STATE ENGINEER'S ASSESSMENT	0.00	533.00	533.00-
11	INSURANCE PREMIUMS	198.00	186.73	11.27
13	SECRETARIAL EXPENSE	100.00	0.00	100.00
14	TELEPHONE EXPENSE	600.00	300.00	300.00
15	COMMITTEE EXPENSE	200.00	0.00	200.00
18	MISCELLANEOUS EXPENSE	3,000.00	300.00	2,700.00

2002 BUDGETARY TOTALS:		\$21,303.00	\$18,593.68	\$2,709.32
2002 SYSTEM ASSESSMENT:		\$18,000.00		

1003 will be \$ 1066

2002 DELINQUENT WATER ASSESSMENTS

ACCOUNT NUMBER	NAME/ ADDRESS	TOTAL DUE

>>> SURPLUS GROUP <<<		
14	UTAH DUCK CLUB GILMORE, NADINE PO BOX 130 OAKLEY, UT 84055	\$77.63

>>> JORDAN GROUP <<<		
17	UTAH IMPROVEMENT CO DAHLSTROM, J DEREK 10131 S FAUNSDALE DR SANDY, UT 84092-3813	288.18

29		199.80

42	BOLTON, EDWIN Y DO NOT MAIL BOLTON, JAMES 3941 S LAS FLORES ST WEST VALLEY, UT 84119	94.46

49	HAILES, CURZON do not mail comissioner is researching 3626 S 2245 E HOLLADAY, UT 84109	18.81

99	DO NOT SEND WRONG ADDRESS SHEPPICK, LAWRENCE H & LEONA H 1516 WEST 4TH NORTH SALT LAKE CITY, UT 84116	18.81

TOTAL DELINQUENT AMOUNTS DUE.....		\$697.69

**MINUTES OF THE ANNUAL MEETING
OF THE WATER USERS OF THE LOWER JORDAN RIVER**

The annual meeting of the Water Users of the Lower Jordan River Distribution System and representatives of the Division of Water Rights was held Wednesday, January 8, 2003, in a conference room of the Natural Resources Building, 1594 West North Temple, Salt Lake City, Utah. Present at the meeting were Lee Sim, John S. Larsen, Lorin Sperry, and Gertrudys Adkins, Utah Division of Water Rights; Jim Riley and Teresa Watermen, Water Rights; Lynn H. Jensen, Lower Jordan Water Commissioner; E. Fred Lewis, Lower Jordan/Northpoint Duck Club; O. Wood Moyle III and Stephen Bamberger, New State Incorporated; Justin Dolling, DWR Farmington Bay WMA; David O. Hinckley, Water User; LaMar Dresheld, Farmer Water User; Richard Skeen, Harrison; Richard N. Gilbert, Ambassador Duck Club; Elaine Holman, Water User; Claudia Conder, Pacificorp; and Elliott Christensen, North Point Irrigation Co. & Brighton & N.P. Irrigation Company.

Fred Lewis served as the Chairman of the meeting; O. Wood Moyle III served as Secretary.

The Minutes of the Annual Meeting held January 9, 2002, were read and unanimously approved.

The 2002 Financial Statement was then presented and discussed. On motion made and recorded the report was accepted and the Secretary directed to attach a copy of the Minutes.

Fred Lewis circulated a Summary of Legal Actions for 2001 and presented a report with respect to it.

The report of Commissioner Lynn Jensen was given and reviewed. On motion made and seconded his oral report was accepted. The Secretary was requested to attach the following schedules distributed by Mr. Jensen to the Minutes:

1. State of Utah, Office of State Engineer, Lower Jordan River at Heustead Dam for January 1-December 31, 2002;
2. State of Utah, Office of State Engineer, Lower Jordan River at Surplus Canal 21st South for January 1, - December 31, 2002;
3. State of Utah, Office of State Engineer, Lower Jordan River at Ambassador Cut for January 1, - December 31, 2002;
4. State of Utah, Office of State Engineer, Lower Jordan River at Cudahy Lane (Center Street-N.S. Lake) for January 1, - December 31, 2002;
5. State of Utah, Office of State Engineer, Lower Jordan River at Utah Club Headgates for January 1, - December 31, 2002;

6. Stream Flow-Surplus Canal 2100 South, 2002; and,
7. Stream Flow-Surplus Canal 2100 South, 2002.

Lee Sim reported that the Division of Water Rights is now following a new procedure to collect delinquent accounts. The procedure is as follows: (1) If an account is delinquent over two years a demand letter is mailed. (2) If the account is not paid within two weeks of the demand letter, a "cease and desist order" is issued. The result of a cease and desist order is that the party's diversion system is shut down and the file frozen, meaning that no further actions can be made relating to the file until the delinquency is cleared.

Mr. Sim reported that the State Engineer is insisting that the quality of the records of water use be improved in order to properly allocate water among the users and to determine total use. As a result the users will have to acquire additional measuring equipment (to be budgeted under "miscellaneous") and the Office of the State Engineer will work with the Commissioner to improve record keeping.

After full discussion it was agreed by the Water Users that Lynn Jensen's actions as Commissioner have been commendable and that no change in Commissioner be recommended, Lynn Jensen having been hired for four years starting in 2001, shall continue to serve during 2003.

Lee Sim reported that this year's State Engineer's assessment will be five percent of the prior year's expense rather than budget so this year's assessment will be \$967.00. The assessment will go to seven and one-half percent next year.

After discussion of the 2003 budget the following budget and assessment was moved, seconded and passed unanimously:

LOWER JORDAN RIVER DISTRIBUTION SYSTEM

2003 BUDGET EXPENDITURES

<u>Description of Budget Item</u>	<u>Amount Approved</u>
State Engineer's Assessment	1,000.00
Salary	9,500.00
Social Security	727.00
Retirement	1,478.00
Travel Expense	6,000.00
Contractual Services	.00
Health and Life Insurance Premiums	198.00
Office and Supplies Expense	.00
Secretarial Expense	100.00
Telephone Expense	400.00
Committee Expense	200.00
Miscellaneous Expense	<u>3,000.00</u>
TOTAL 2003 BUDGET	<u>22,603.00</u>

The 2003 assessments are to be in the amount of \$20,000.00, the assessments to be computed on the same basis as in the past, i.e., first computation of the Brighton North Point's share, the balance to be assessed one-half to the river users and one-half to the surplus canal users, in the proportion of rights claimed, with a minimum of five dollars, actual computations to be made by the Division of Water Rights.

In connection with the distribution of water for the coming year the following motion was moved, seconded, and passed unanimously.

RESOLVED: That in the event of low water this year, "low water" being defined as below 325 second feet of water owned by users below the diversion between the Jordan River and the Surplus Canal and excluding water not owned by users below that diversion point, the water owned by users below the point of diversion between the Jordan River and the Surplus Canal is to be divided one-half to the river and its users and one-half to the Surplus Canal and its users for the water year 2003 only and without prejudice to any of the legal rights of the parties involved.

BE IT FURTHER RESOLVED: That the Committee of the Lower Jordan Water Users Association be and it is hereby authorized and directed to take such steps as are necessary or appropriate to effect the foregoing resolution.

BE IT FURTHER RESOLVED: That the foregoing two resolutions shall be and remain in full force and effect for later water years until further legal resolution by the Lower Jordan Water Users Association.

It was the consensus of the body that a reference to the foregoing resolutions should be included in the minutes of the annual meeting of the Association each year.

Upon motion duly made, seconded and unanimously carried, the following persons were named to act as members of the Lower Jordan Water Users Association Committee for the coming year and until their successors are appointed:

Richard C. Skeen
201 South Main Street, #1100
Salt Lake City, UT 84111

Secretary - O. Wood Moyle III
City Centre I, Suite 900
175 East 400 South
Salt Lake City, UT 84111

John Athens
777 East 2100 South
Salt Lake City, UT 84106

Claudia Conder
Utah Power & Light Company
1407 West North Temple, Suite 110
Salt Lake City, UT 84116

David Hinckley
3500 North 2200 West
Salt Lake City, UT 84116

Chairman - Fred Lewis
3011 South Orchard Drive
Bountiful, UT 84010

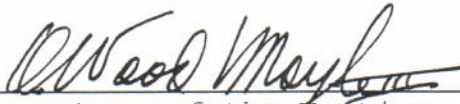
Elliott Christensen
40 East South Temple, #300
Salt Lake City, UT 84111

David Quinney
423 E Broadway
Salt Lake City, UT 84111

Justin Dolling
Division of Wildlife Resources
59 East Wicker Lane
Bountiful, UT 84010

Upon motion made, seconded and passed unanimously Mr. Lewis was elected Chairman and Mr. Moyle, Secretary, of the Committee.

There being no further business the meeting was adjourned.


Secretary of the Meeting

STATE OF UTAH
OFFICE OF STATE ENGINEER

Daily Discharge in Second Feet of LOWER JORDAN RIVER
at HELISTEAD DAM for JAN 1 — DEC 31 2002

Day	JAN	FEB	MARCH	APRIL	MAY	JUNE	JULY	AUG	SEP	OCT.	NOV	DEC.
1	57				60	70	80	57		66	30	48
2				75					48			
3										90		
4												
5				75						94		54
6					60	60			50		50	
7	55						60		150			
8												
9			75									
10	55							60	100	76	61	
11			100									56
12						60			100	66	66	
13			100	75								
14					60						56	
15			100							70		
16				90			55		71			
17						60						71
18	60						57			87		
19			90	90						87	48	61
20								75	60	70		
21					70		75				48	
22									76			
23				60		60		77				
24			90		70					49		56
25												
26											52	
27					70				64			
28				60		70				30		52
29			90									
30				0		0			0		48	52
31			0		0		57	59		0		0
Mean Sec. Ft.	57	0	92	75	65	63	64	66	80	71	52	56
Total Ac. Ft.	2,134	0	5,646	4,455	3,990	3,742	3,928	4,051	4,752	4,357	3,088	3,437

TOTAL FOR 43,580 ACRE FEET

PLANNING NO. 201-9-4

STATE OF UTAH

OFFICE OF STATE ENGINEER

Daily Discharge in Second Feet of LOWER JORDAN RIVER
 at SURPUS CANAL also for IANI - DEC 31 2002

Day	JAN	FEB	MARCH	APRIL	MAY	JUNE	JULY	AUG	SEPT	OCT	NOV	DEC
1	150	126	227	150	300	1000		156	126	126		90
2											100	70
3							156		175			85
4	135									175	100	
5		126		156				126				
6					356	900			180	175		
7	150		141				140					
8						950						
9				150					190			78
10	150					600		156		156	126	
11					503							
12		141				300			180	150	126	
13			256	173	356		150					
14								160			100	113
15			156	450		425			150			
16	140	227							190			138
17			310					160			110	150
18							156			267		
19			173	300								113
20					700	375			200	175		
21	173	200					190				78	120
22	173							175				
23	150	200	156	175					160			
24			503		405	350				175		78
25	126						156	126				
26											100	
27	150				247				156			110
28		200		300		350				100		
29	126					110	156		126			
30				300	503	0		126	0		90	
31	0	0	0	0			156	0		0		100
Mean	147	174	240	239	421	538	157	148	168	159	103	104
Total	9,056	9,646	14,731	14,216	25,856	31,987	9,667	8,791	9,979	9,760	6,137	6,368

TOTAL FOR 156,194 ACRE FEET

STATE OF UTAH

OFFICE OF STATE ENGINEER

Daily Discharge in Second Feet of LOWER JORDAN RIVER
 at EMBASSADO CUT for JAN 1 - DEC 31 2002

Day	JAN	FEB	MAR	APR	MAY	JUNE	JULY	AUG	SEPT	OCT	NOV	DEC
1	22				25	25						23
2				35							19	
3								23	31			
4										39		
5				35								22
6					25	25						
7	22						25		31		20	18
8										25		
9			35								21	
10	22											
11			45									23
12				35		25				23	20	
13												
14			45		25				59			
15				40							21	
16			45									
17						25	27	27				26
18												
19	25		40	40						23		
20												
21					30				54			21
22												
23				25		25					18	
24			40				20	32				
25					30							26
26										29		
27												
28					30				20			
29			40	25		30						
30											24	
31			40					37				22
Max	23	0	41	33	27	26	24	30	22	28	20	23
Sum	855	0	1867	1994	1687	1534	1473	1841	1300	1706	1213	1388

TOTAL FOR 16,858 ACRE FEET

STATE OF UTAH

OFFICE OF STATE ENGINEER

Daily Discharge in Second Feet of LOWER JORDAN RIVER
 at CURDAHY LANE ^{CENTER ST.} N.S. LAKE for JAN - DEC - 2002

Day	JAN	FEB	MARCH	APRIL	MAY	JUNE	JULY	AUG	SEP	OCT	NOV	DEC
1	150		140	150	160	160				210	131	150
2												
3							150		150	155		140
4	150											
5		140						140	150	160		
6				150	160	160						
7	160						150		145			
8									180			
9			160			150			150			131
10	150							140		140	131	
11												
12		140							141			
13	150			160	160							140
14											131	
15			160	180		150				145		
16	150	150						160	175			
17			160						190			170
18							160					
19				160						155		130
20						150		160	155			
21	160				190		160			141	130	
22												
23		140	150	132								
24			170		160							140
25							140					
26	160										125	
27					160	160		150	140			135
28		140		151						130		
29	160						150					
30				155		160		140	140		150	135
31			150		160		0	0		130		
Mean Evap. Ft.	154	118	155	155	164	156	152	148	156	152	133	141
Total Ac. Ft.	9,452	6,541	9,513	9,207	10,066	9,266	9,330	9,084	9,266	9,330	7,900	8,654

TOTAL FOR 107,609 ACRE FEET

FORM NO. 201 5 M

STATE OF UTAH

OFFICE OF STATE ENGINEER

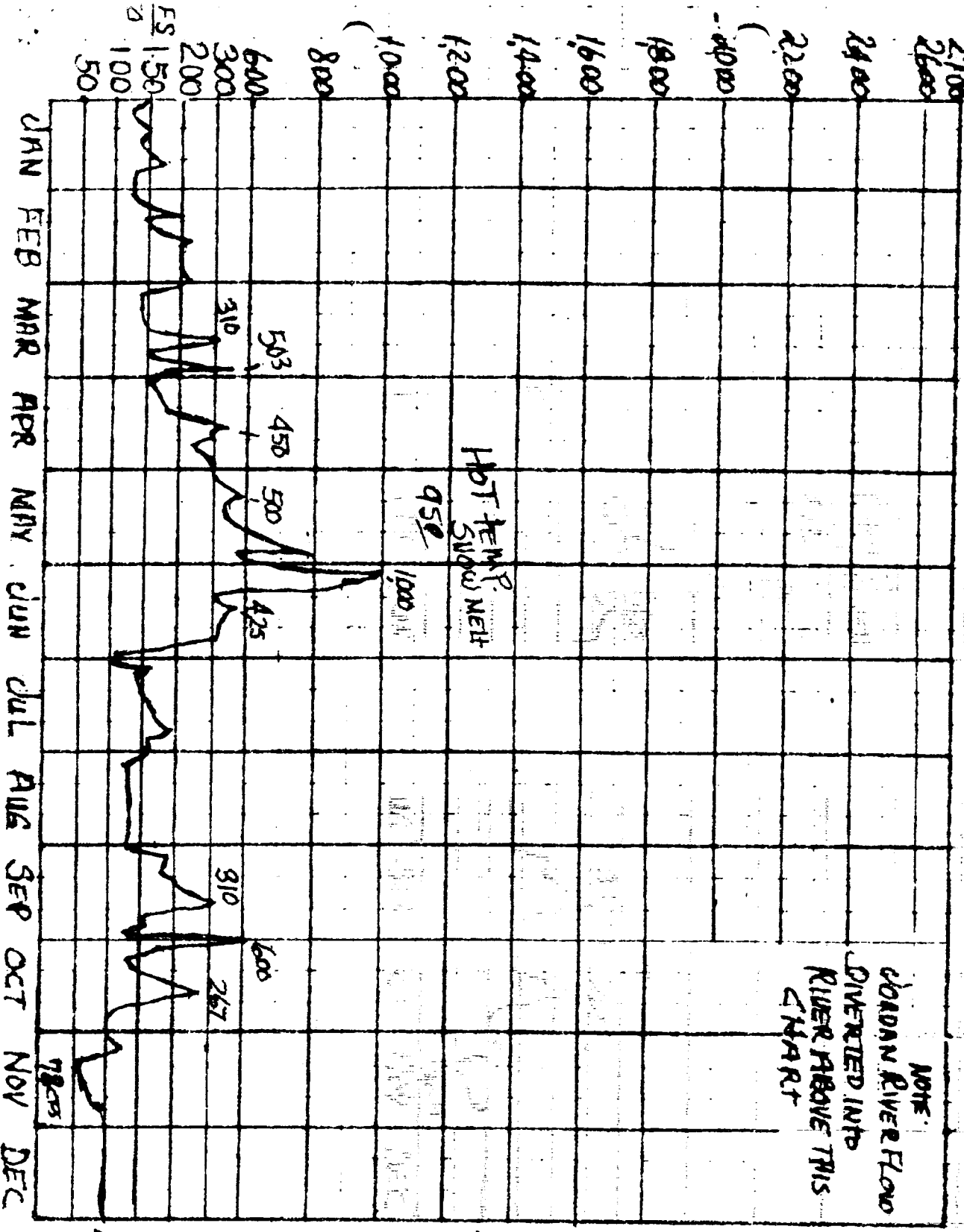
Daily Discharge in Second Feet of LOWER JORDAN RIVER
 at UTAH CLUB HEADGATES for JAN 1 - DEC 31 2002

Day	JAN	FEB	MARCH	APRIL	MAY	JUNE	JULY	AUG	SEP	OCT	NOV	DEC
1	25				30	30						23
2				40			30	23			19	
3												
4										39		
5				40								22
6					30	30						
7	27						30		31			19
8												
9			40								21	
10	27			40								
11			45									23
12						30				18		
13												
14			45	45	30				59			
15												
16			45	45				38			21	
17						30	30	27				26
18												
19	28		42							23		
20												
21			42		30				54			
22						30						26
23				30			25				18	
24							20	32				
25			42		30							
26										29	25	26
27												
28			42		30				20			
29				30		35						24
30				0							24	
31			40		0		0	37		0		0
Mean Sec. Ft.	26		42	38	30	31	27	31	41	27	21	24
Total Ac. Ft.	1,006	0	1,912	2,291	1,841	1,892	1,657	1,927	2,435	1,672	1,267	1,450

TOTAL FOR 19,350 ACRE FEET

STREAM FLOW CFS. SURPLUS CANEL 2100 \$0 DW 2002

LOWER JORDAN RIVER
COMM. LYNN H. JENSEN



NOTE:
JORDAN RIVER FLOW
DIVERTED INTO
RIVER ABOVE THIS
CHART

NOTE:
GORGON GATES
ONLY THE SIX
FULL GATES
USED FOR FLOW
RELEASE THIS YEAR.

50/50 SPLIT
START JUNE
30.02

STREAM FLOW
SURPLUS CANAL 2100 \$0 D/W

2001

LOWER JORDAN RIVER
COMM. LYNN H. JENSEN

NOTE:
JORDAN RIVER FLOW
DIVERGED INTO
RIVER ABOVE THIS
CHART

MAY 15-18 1,550 CFS
SPRING RUN-OFF

RAIN

RAIN

RAIN

SNOW

152 -

150 CFS

JAN FEB MAR APR MAY JUN JUL AUG SEP OCT NOV DEC